

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

State Building Code Appeals Board¹
Docket No. 05-333

Norton Remmer,)
Appellant,)
)
v.)
)
City of Boston and William Good,)
Appellees)
)

BOARD'S RULING ON APPEAL

Procedural History

This matter came before the State Building Code Appeals Board ("the Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant asks the Board to grant a variance from 780 CMR 1015.3 (Access) of the Massachusetts State Building Code ("MSBC") for 148 -150 Boylston Street, Boston, MA. In accordance with MGL c. 30A, §§ 10 and 11; MGL c. 143, §100; 801 CMR 1.02 et. Seq.; and 780 CMR 122.3.4, the Board convened a public hearing on December 7, 2006 where all interested parties were provided with an opportunity to testify and present evidence to the Board. The Appellant appeared for the hearing pro se. There was no representative present from the City of Boston Inspectional Services Department and the City of Boston Fire Department.

Discussion

Motion was made to approve the Appellants request for a variance from section 780 CMR 1015.3 of the MSBC to allow a reduced travel distance in the vestibule of the 148 – 150 Boylston Street due to the fact that it would be a hardship on the Appellant to

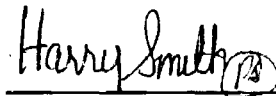
¹ This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108.

change the current dimensions of the vestibule and there is no increase in life safety issues. Motion carried 3-0.

Conclusion

The Appellant's request for variance from section 780 CMR 1015.3 of the MSBC is hereby **GRANTED**.

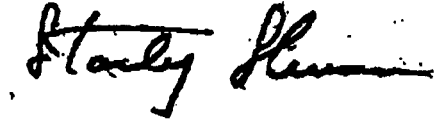
SO ORDERED.

A handwritten signature in cursive script, appearing to read "Harry Smith", with a circled "PS" to the right.

HARRY SMITH

A handwritten signature in cursive script, appearing to read "Jacob Nunnemacher", with a circled "PS" to the right.

JACOB NUNNEMACHER

A handwritten signature in cursive script, appearing to read "Stanley Shuman".

STANLEY SHUMAN

DATED: January 18, 2007

** In accordance with M.G.L. c. 30A § 14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.*